OFFICE OF THE ADDITIONAL CONTROLLER OF CIVIL SUPPLIES IN MYSORE, BANGALORE.

Notification dated 27th March 1946.

No. T3. 20645. In pursuance of sub-clause (*b*) of Clause 4-B of the Cotton Cloth and Yarn (Control), Order, 1945, the Additional Controller of Civil Supplies in Mysore, hereby notifies as follows, and directs with reference to sub-rule (1) of rule 119 of the Defence of India Rules that notice of this Notification shall be given by the publication of the same in the *Mysore Gazette* and by the issue of a Press Note summarising and explaining its provisions:—

1. This may be called the Mysore General Notification No. 1 (small power looms).

2. Unless there is anything repugnant in the subject or context,—

(*a*) "Cloth" means any type of cloth as defined in item (a) of clause 3 of the Cotton Cloth and Yarn (Control) Order, 1945, manufactured in a small powerloom factory;

(*b*) "Commissioner" means the Additional Controller of Civil Supplies in Mysore.

(*c*) "Dealer" means a dealer in cloth licensed under the Mysore Cloth Dealers' Licensing Order, 1944.

(*d*) "Ex-factory price" in relation to any cloth means the maximum ex-factory prices of the cloth specified by the Commissioner under this notification or the contract ex-factory price thereof, whichever is less.

(*e*) "First Wholesaler" in relation to any cloth means the wholesale dealer who has purchased it directly from the manufacturer thereof;

(*f*) "Manufacturer" means a person engaged in the production of cloth in a small powerloom factory;

(*g*) "Paragraph" means a paragraph of this Notification;

(*h*) "Piece of cloth" means any running length of cloth and includes cloth comprising an uncut pair of dhoties, towels, sarees or chaddars ordinarily sold by the pair.

(*i*) "Retail price" in relation to any cloth means its ex-factory price plus 20 per cent.

(*j*) "Small powerloom factory" means a factory without a spinning plant and in which the number of looms contained to be less than 25 from the 1st January 1944.

(*k*) "Zone" means a Surplus Area or Deficit Zone as defined in Genersl Permit No. 1 under the Cotton Cloth Movement Control Order, 1943.

3. On and after 1st February 1946, no manufacturer shall sell or deliver any cloth unless—

(i) its ex-factory price has been specified by the Commissioner under this notification and

(ii) it has been marked in the manner and at the time prescribed in the notification.

4. In addition to the markings prescribed in the Notification of the Additional Textile Commissioner in Mysore, No. G. 3-19—43-44, dated 26th April 1944, all cloth sold or delivered by a manufacturer shall be marked in the following manner in letters and figures not less than half inch in height:—

(*a*) Each piece of cloth shall be stamped with the manufacturer's trade mark or number thereof;

Provided that, if the manufacturer has no such mark or number, he shall mark the number assigned to it by the Commissioner preceded by the letters "SE".

(*b*) Each piece of cloth except items mentioned in (c) below shall be stamped at a distance not exceeding one yard from the end with—

(i) the ex-factory price; and

NOTE:—If the actual length of the piece is not the standard length notified by the manufacturer to the Commissioner, the price for the piece proportionate to its actual length shall be stamped or in the alternative, the price per yard calculated to the nearest pie.

(ii) the retail price per yard.

(*c*) Each piece of cloth comprising the pair of dhoties, sarees, towels, chaddars or other items ordinarily sold in pairs, shall be stamped with the price per pair as in (b) (i) and (b) (ii) above; provided that if the piece consists of single such item, the proportionate price of that item shall be stamped.

(*d*) Damaged and sub-standard pieces and fents exceeding three yards in length shall be stamped with the ex-factory price and the corresponding retail price, expressed either as a price per piece, or as a price per yard, or as price per lb.

(*e*) The stamping of cloth as in (a) to (d) above shall be on the face plait of the cloth.

(*f*) In the case of cloth in which the count of warp yarn employed is 36s or finer (whether single or folded), each piece or unit shall be marked with the letter "F" not less than half inch in height immediately above or below the markings specified in clause (b), (c) or (d); and on each bale of case of such cloth the said letter of height not less than 1½ inches shall be stamped immediately above the markings specified in clause 4 of the Additional Textile Commissioner's Notification No. G3-19—43-44, dated 26th April 1944:

Provided that in the case of cloth in which the count of warp yarn is 48s or finer (whether single or folded) the letter "S" shall also be stamped in brackets after the letter "F".

In the case of mesh cloth the markings prescribed in clauses (a) to (f) above shall be made on a piece of cloth stitched to the mesh cloth.

(*g*) On every bale or other package of cloth shall be stamped immediately below the marking specified in clause (f) above the letter "L" or "B" or "C" not less than 1½ inches in height correctly describing the entire contents of such bale or package, according as they are grey, bleached or coloured, respectively.

For the purposes of such markings, "Grey" cloth and "Bleached" cloth means respectively grey or bleached cloth of every description including sarees, dhoties or other cloth with coloured borders only and towels with coloured borders or headings.

"Coloured" cloth means any piece-dyed cloth, printed cloth and cloth made wholly or partly from dyed yarn and excludes grey or bleached sarees, dhoties, towels or other cloth with coloured borders referred to above.

(*h*) Nothing in this paragraph shall apply to fents and other short pieces of cloth not exceeding three yards in length.

5. No manufacturer shall sell or offer to sell any cloth at a price higher than its ex-factory price: Provided that the manufacturer may add to the ex-factory price, the actual amount of sales tax, calculated at the rate of such tax for the time being in force.

(*b*) The ex-factory price is inclusive of all recognised allowances such as brokerage, commission, discount, shahi. All such allowances given before the commencement of the Cotton Cloth and Yarn (Control) Order, 1943, shall continue to be paid.

Provided that the manufacturer shall not be required to pay such allowances at a rate exceeding one per cent of the contract ex-factory price.

Provided further, that, if prior to the 1st January 1944 such customary allowance exceeded one per cent, the manufacturer may at his option pay such allowances in excess of one per cent, but subject always to a maximum payment of two per cent.

6. The maximum price at which any cloth may be sold by dealers shall be:—

(*a*) its ex-factory price plus three per cent thereof where the sale is by—

(i) the first wholesaler or

(ii) any other wholesaler to a dealer having his place of business in any zone other than the South Deficit Zone.

(*b*) its ex-factory price plus ten per cent thereof in any other case where the sale is by a wholesaler;

(*c*) its retail price where the sale is by a retail dealer.

I. Where a sales tax, octroi, or other local tax or cess is paid or payable at the place where the cloth is sold by a retail dealer, such dealer may add to the relevant retail price, the actual amount of such tax or cess paid or payable in respect of the cloth sold.

II. Any additional charge collected under the above provisos shall be shown separately in the seller's invoice or cash bill and the total amount of the bill may be rounded off to the nearest anna.

7045 A. S. KHALEEL, *Addl. Controller.*

OFFICE OF THE DIRECTOR OF FOOD SUPPLIES IN MYSORE, BANGALORE.

Notification dated 1st April 1946.

No. E1. 256—1-45-46. In exercise of the powers conferred by sub-clause (1) of Clause 14 of the Mysore Food (Restrictions of service of meals by Catering establishments and others) Order of 1946, issued under the Defence of India Rules as applied to Mysore, I, K. Srinivasan, Esq., B.Sc., Additional Director of Food Supplies, do hereby authorise all Officers of the Food Department of and above the rank of an Assistant Food Inspector in the statutorily rationed areas and officers of and above the ranks of a Special Revenue Inspector in other areas of the State to exercise all or any of the powers conferred by sub-clauses (1) (a), (b) and (c) of Clause 14 of the said order.

7230 K. SRINIVASAN, *Director.*